

Posted at the Santa Fe County  
Administrative Building  
Date: 10/6/17 Time: 1:29 pm  
By: Amber Bach

**Board of County Commissioners of Santa Fe County**  
County Commission Chambers  
County Administrative Building  
102 Grant Avenue  
Santa Fe NM 87501

**REGULAR MEETING**

**October 10, 2017, 2:00 p.m.**

*Please turn off cellular phones during the meeting.*

***Amended Agenda***

**I. Opening Business**

- A. Call to Order**
- B. Roll Call**
- C. Pledge of Allegiance**
- D. State Pledge**
- E. Moment of Reflection**
- F. Approval of Agenda (Action Item)**
  - 1. *Amendments.***
  - 2. *Tabled or Withdrawn Items.***
- G. Approval of Minutes (Action Item)**
  - 1. Approval of September 12, 2017, Board of County Commissioners Meeting Minutes.**

**II. Consent Agenda (Action Items)**

**A. Resolutions**

- 1. Resolution No. 2017-\_\_\_\_, A Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget a Vehicle Purchase From an Insurance Recovery / \$14,742.50. (Finance Division/Don Moya)**
- 2. Resolution No. 2017-\_\_\_\_, A Resolution Requesting a Budget Increase to the Law Enforcement Operations Fund (246) to Budget Extension Funding Awarded Through the HIDTA Grant Program / \$5,729.11. (Finance Division/Don Moya)**

3. **Resolution No. 2017-\_\_\_\_, A Resolution Requesting a Budget Increase to the Assessor's Property Valuation Fund (203) Budget to Purchase a New Chat Service Software Subscription. (Assessor/ Gus Martinez)**

**B. Miscellaneous**

1. **Request Approval of Sub-Lease Agreement No. 2018-0117-GM Between Santa Fe County and Black Mesa Wireless, LLC to Use the REDI Net Fiber Lines to the Pojoaque Pueblo Fire Station for a Hook Up to an Internet Service Provider in Order to Provide Broadband Service to End-Users in the Pojoaque Valley. (Growth Management/Chris Hyer)**
2. **Resolution No. 2017-\_\_\_\_, A Resolution Approving Lease Agreement No. 2018-0119-PW Between Santa Fe County and Santa Fe Recovery Center, Inc. for the Operation of a Detoxification and Sobering Center at 2052 Galisteo Street, Santa Fe, NM. (Public Works/Terry Lease) (Caption Changed)**
3. **Request Approval of Amendment No. 3 to Price Agreements No. 2015-0073-A-ASD/PL with Matthews Office Supply; Agreement No. 2015-0073-B-ASD/PL with Midway Office Supply; and Agreement No. 2015-0073-C-ASD/PL with School Specialty Office Supply for Office Supplies for all County Departments and Authorization for the County Manager to Sign the Purchase Orders. (Purchasing/Bill Taylor)**
4. **Amendment No. 1 to Collective Bargaining Agreement Between Santa Fe County, New Mexico and the American Federation of State, County, and Municipal Employees; New Mexico Council 18, Local 1782, AFL-CIO. (Human Resources/Bernadette Salazar)**

*(End of Consent Agenda)*

**III. Action Items**

**A. Items From Consent Agenda Requiring Extended Discussion / Consideration**

**B. Miscellaneous**

1. **Request Board of County Commission Approval to Utilize the Houston Galveston Area Council Cooperative Purchase Agreement, Pursuant to Ordinance No. 2012-5, Section 1, Outside Contracts, to Purchase Two (2) Fire Department Ambulances in the Amount of \$564,373 and Authorization for the County Manager to Sign the Purchase Order. (Public Safety/Fire Chief David Sperling and Purchasing/Bill Taylor)**
2. **Request Authorization to Utilize the Design Build Project Delivery Method for the East Mountain Regional Health Facility. (Purchasing Division/Bill Taylor and County Manager's Office/Tony Flores) (Item Added)**



3. **Request Authorization to Utilize the Design Build Project Delivery Method for the County Administration Offices Project. (Projects Division/Mark Hogan and Purchasing Division/Bill Taylor) (Item Added)**

**C. Resolutions**

1. **Resolution No. 2017-\_\_\_\_, A Resolution to Support the New Mexico Association of Counties' 2018 Legislative Priorities. (County Clerk Geraldine Salazar)**
2. **Resolution No. 2017-\_\_\_\_, A Resolution Declaring the Intent of the Board of County Commissioners of Santa Fe County, New Mexico, to Consider for Adoption an Ordinance Authorizing the Issuance and Sale of Santa Fe County, New Mexico Gross Receipts Tax Refunding Revenue Bonds, Series 2017, In an Aggregate Principal Amount Not to Exceed \$29,000,000 for Purposes of Defraying the Costs of Defeasing, Refunding, Refinancing, Discharging, and Paying the Principal of and Accrued Interest On All or a Portion of the Callable Maturities of the County's Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2009, Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2010A, and Capital Outlay Gross Receipts Tax Revenue Bonds, Series 2010B, and Paying the Costs of Issuance of the Series 2017 Refunding Bonds; and Directing the Publication of a Notice of Meeting, Public Hearing, and Intent to Consider an Ordinance Authorizing the Series 2017 Refunding Bonds in a Newspaper of General Circulation within the County, as Required by Section 4-37-7 NMSA 1978. (Finance Division/Don Moya and County Attorney's Office/Gregory S. Shaffer)**

**IV. Matters of Public Concern**

**V. Matters From the County Manager**

**A. Miscellaneous Updates**

**VI. Matters From the County Attorney**

- A. Executive Session. Threatened or Pending Litigation in which Santa Fe County is or may Become a Participant, as Allowed by Section 10-15-1(H)(7) NMSA 1978, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as allowed by Section 10-15-1(H)(8) NMSA 1978, and Limited Personnel Matters, as Defined and as Allowed by Section 10-15-1(H)(2) NMSA 1978, Including the Following:**
1. **Rights-of-Way for County Roads.**
  2. ***Board of County Commissioners of Santa Fe County v. Gregory Fuess, State of New Mexico, County of Santa Fe, First Judicial District, No. D-101-CV-2015-01936.***

3. **Executive Management Personnel.**
4. **Potential Lawsuit Against the United States Department of Housing and Urban Development (HUD) Based Upon HUD'S 2012 Breach of the Annual Contributions Contract.**  
(Legal Authority and Items Added)
- B. **Resolution No. 2017-\_\_\_\_, A Resolution Authorizing the County Manager to Take All Actions Necessary or Appropriate to Join Santa Fe County as Plaintiff in an Action Against the United States Department of Housing and Urban Development (HUD) Based Upon HUD'S 2012 Breach of the Annual Contributions Contract. (Housing Authority/Joseph Montoya) (Item Added)**

## **VII. Discussion/Information Items/Presentations**

- A. **Matters from County Commissioners and Other Elected Officials**
  1. **Elected Officials Issues and Comments - These are Non-Action Items by Elected Officials, Such as Constituent Concerns, Elected Official Recognitions, and Requests for Updates or Future Presentations.**
  2. **Commissioner Issues and Comments - These are Non-Action Items by Commission District, Such as Constituent Concerns, Commissioner Recognitions, and Requests for Updates or Future Presentations.**
- B. **Presentations**
  1. **Recognition of Shelley Mann-Lev for Her Dedicated Service as the Director of the Santa Fe Prevention Alliance, and Prevention Coordinator for the Santa Fe Public Schools Office of Student Support Programs and Her Quest to Champion Initiatives to Better the Lives of Santa Fe County Youth. (Community Services Department/Lupe Sanchez)**

## **VIII. Public Hearings (To Begin No Earlier Than 5:00 P.M.)**

- A. **Land Use Cases (Possible Action Items)\***
  1. **CASE # MIS 17-5222 Jerry West Reconsideration of a Condition.**  
Jerry West, Applicant, Sommer, Karnes & Associates, LLP, Agent, Request the Reconsideration of a Condition Imposed by the Board of County Commissioners on a Lot Size Variance for Jerry West. The Variance Allowed the Division of 10.9 Acres into Two Lots and Was Conditioned that No Additional Dwellings (Beyond What Was Existing) Would Be Allowed on the Property. The Applicant is Requesting an Amendment to the Condition Imposed by the BCC to Allow 4 Dwelling Units on 5.963 Acre Lot. The Property is Located Within the San Marcos Community Overlay District at 2 Loma Oriente Road, Within Section 26, Township 15 North, Range 8 East (Commission District 5). Mathew Martinez, Case Manager.



2. **CASE # APP 17-5021 Appeal of Jerry West Variance.** Santa Fe County, Appellant, is Appealing the Santa Fe County Planning Commission's Decision to Approve a Density Variance (Jerry West Variance Case # V17-5020) of Chapter 9, Table 9-14-4: Dimensional Standards of the San Marcos Community District Overlay Rural Residential (SMCD RUR-R) Zoning District. The Planning Commission Approved a Variance to Exceed the Density Requirement of One Dwelling Unit per Ten Acres by Allowing 4 Dwelling Units on a 5.963 Acre Lot. The Property is Located Within the San Marcos Community Overlay District at 2 Loma Oriente Road, Within Section 26, Township 15 North, Range 8 East (Commission District 5). Mathew Martinez, Case Manager.
3. **CASE # S 17-5270 Sivage Homes Reconsideration of Condition and Plat Amendment.** Sivage Homes (Applicant), Design Enginuity (Oralynn Guerrerortiz), Agent, request reconsideration of a Condition imposed by the Board of County Commissioners to require shared driveways and a Plat Amendment of the previously approved Los Santeros at Las Campanas, which is now known as Las Melodias de Las Campanas to eliminate platted shared driveways. The property is located within the Las Campanas Subdivision at 2, 4, 10 and 12 Avenida Malaguena, within the Las Campanas Planned Development District, within Section 15, Township 17 North, Range 8 East (Commission District 2). Vicente Archuleta, Case Manager.
4. **CASE # S 17-5260 Las Campanas Holdings, Inc. (Estancias Unit III) Preliminary and Final Plat and Development Time Extension.** Las Campanas Holdings, LLC, Applicant, Santa Fe Planning Group, Inc. (Scott Hoeft), Agent, Request a 36-month Time Extension of the Previously Approved Final Plat and Development Plan for the Two Phases of the Estancias III Subdivision as per Chapter 5, Section 5.8.7 (Expiration of Final Plat) of the Santa Fe County Sustainable Land Development Code. The Property is Located Within the Las Campanas Subdivision, North of Las Campanas Drive, and West of Old Buckman Road, Within the Las Campanas Planned Development District, Within Section 2, Township 17 North, Range 8 East (Commission District 2). Vicente Archuleta, Case Manager. (TABLED)

**IX. Concluding Business**

**A. Announcements**

**B. Adjournment (Action Item)**

**\*These land use cases are administrative adjudicatory proceedings. Among other things, this means that Commissioners generally may not communicate about a case with the applicant or other members of the public outside of the public hearing on the case. In addition, before taking final action, the Board of County Commissioners may choose to deliberate on an administrative adjudicatory proceeding in closed or executive session, as permitted by Section 10-15-1(H)(3) NMSA 1978. Finally, the Board may not announce its decision on a land use case at the conclusion of the public hearing tonight.**

**Santa Fe County makes every practical effort to assure that auxiliary aids or services are available for meetings and programs. Individuals who would like to request auxiliary aids or services should contact Santa Fe County Manager's Office at (505) 986-6200 in advance to discuss specific needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).**